

05-21-04

PATENTS  
101102-0002

DAC/



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**RECEIVED**

MAY 26 2004

Examiner: Thomas J. **OFFICE OF PETITIONS**

Art Unit: 2747

In Re The Application of: )  
Wallace A. Ritchie et al. )  
Serial No.: 09/023,259 )  
Filed: February 13, 1998 )  
For: METHOD AND APPARATUS FOR )  
CHINESE CHARACTER TEXT )  
INPUT )

Cesari and McKenna, LLP  
88 Black Falcon Avenue  
Boston, MA 02210  
May 20, 2004

“Express Mail” Mailing-Label Number: EV 335 589 223 US

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**PETITION TO REVIVE AN UNAVOIDABLY ABANDONED APPLICATION**  
**UNDER 37 C.F.R. §1.137(a)**

Pursuant to 37 C.F.R. §1.137(a), we respectfully petition the Commissioner to revive the above-referenced patent application, which was unavoidably abandoned for failure to respond to a Decision by the Petitions Office. The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. §1.137(a) was unavoidable.

REMARKS

On December 14, 2000, a Notice of Abandonment was issued, which indicated that the above-identified patent application had been abandoned for failure to respond to the Office Action dated on June 6, 2000.

On January 12, 2001, a Petition for Revival of an Application for a Patent Abandoned Unintentionally Under 37 C.F.R. § 1.137(b) was filed, along with the Petition fee of \$1240, a Request for Continued Examination (RCE) transmittal and the filing fee of \$710 were included. In response, a Decision on Petition was mailed by the U.S. Patent and Trademark Office on May 11, 2001. The Decision stated that the Petition for Revival was dismissed on the grounds that the required reply to the Office Action did not accompany the Petition. On July 11, 2001, Applicants requested reconsideration of the dismissal of the Petition. A Change of Correspondence Address accompanied this letter, and copies of both documents and a copy of a date-stamped return postcard bearing the USPTO date stamp of July 11, 2001 are enclosed herewith. No response or action on the request was received by Applicants' representative.

Upon status inquiries to the U.S. Patent and Trademark Office, Petitions Branch, the undersigned was informed that the Request for Reconsideration was denied and the application was dismissed in July of 2001. However, Applicants' representatives never received notification of this Dismissal.

The notification may have been mailed to Applicants' prior address of 30 Rowes Wharf, Boston, MA 02210, despite the fact that a change of correspondence address was

filed on July 11, 2001, notifying the U.S. Patent and Trademark Office of a change in the correspondence address of Applicants' representative.

Applicants never received a decision on the Dismissal and now, therefore, respectfully request revival of the above-identified patent application.

**REQUIRED REPLY**

Pursuant to 37 C.F.R. §1.137(a)(1), the required reply, being an RCE which relies upon the "previously submitted amendment" dated March 17, 2000, is being filed herewith.

Pursuant to 37 C.F.R. §1.137(a)(2), the petition fee set forth in §1.17(l) of \$110 is being filed herewith.

The entire delay from the due date for reply to the filing of this Petition was unavoidable.

**ALTERNATIVE PETITION**

In the alternative, should the Petitions Officer determine that the application is not unavoidably abandoned, Applicants hereby request that this Petition be considered as a Petition to Revive an Unintentionally Abandoned Application pursuant to 37 C.F.R. §1.137(b), in which case Applicants hereby respectfully submit that the entire delay in filing the required reply from the due date for the reply to the filing of this Petition was also unintentional. In such a case, the Commissioner is requested to charge the deficiency in fee payment to our Deposit Account No. 03-1237.

PATENTS  
101102-0002

Please do not hesitate to contact the undersigned in order to advance the prosecution of this application in any respect.

Please charge any additional fees that may be required by this paper to our Deposit Account No. 03-1237.

Respectfully submitted,

  
Rita M. Rooney  
Reg. No. 30,585  
CESARI AND McKENNA, LLP  
88 Black Falcon Avenue  
Boston, MA 02210-2414  
(617) 951-2500



PTO/SB/64 (10-00)

Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)</b>	Docket Number (Optional) <b>101102-0002</b>
--	--

First named inventor: RITCHIE

Application No. : 09/023,259

Group Art Unit : 2644

Filed: 02/13/98

Examiner: THOMAS, J

Title:METHOD AND APPARATUS FOR CHINESE CHARACTERTEXT INPUT

Attention: Office of Petitions  
Assistant Commissioner for Patents  
Box DAC  
Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions  
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a  
notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the  
expiration date of the period set for reply in the Office notice or action plus an extensions of time  
actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee --required for all utility and plant applications  
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

**1. Petition fee**

Small entity-fee \$ \_\_\_\_\_ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

Other than small entity - fee \$ 1,240 (37 CFR 1.17(m))

**2. Reply and/or fee**

A. The reply and/or fee to the above-noted Office action in  
the form of an RCE (identify type of reply):  
 has been filed previously on \_\_\_\_\_  
 is enclosed herewith.

B. The issue fee of \$ \_\_\_\_\_.  
 has been paid previously on \_\_\_\_\_  
 is enclosed herewith.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

## 3. Terminal disclaimer with disclaimer fee

Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

## 4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c)(III)(C) and (D))].

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

1/12/01

Date

B.C.

Signature

BRIAN C. DAUPHIN / CESARI & MCKENNA, LLP

Typed or printed name

88 BLACK FALCON AVE.

Address

BOSTON, MA 02110

Enclosures:  Fee Payment

Reply

Terminal Disclaimer Form

Additional sheets containing statements establishing unintentional delay

Other: \_\_\_\_\_

**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being:

deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.

transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Type or printed name of person signing certificate



PATENTS  
101102-0002

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re The Application of: )  
Wallace A. Ritchie et al. )  
Serial No.: 09/023,259 )  
Filed: February 13, 1998 )  
For: METHOD AND APPARATUS FOR )  
CHINESE CHARACTER TEXT )  
INPUT )  
Examiner: Thomas, J.  
Art Unit: 2747  
Cesari and McKenna, LLP  
88 Black Falcon Avenue  
Boston, MA 02210  
July 11, 2001

## **CERTIFICATE OF TRANSMISSION**

I hereby certify that the following paper is being facsimile transmitted to the Patent and Trademark Office on July 11, 2001. /

Julie Morrissey

Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

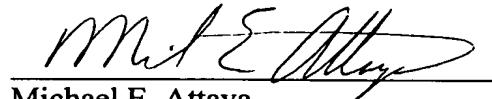
## CHANGE OF CORRESPONDENCE ADDRESS

Pursuant to 37 C.F.R. §1.33(d), we request that the correspondence address for the above-identified patent be changed to:

Michael E. Attaya  
Cesari and McKenna, LLP  
88 Black Falcon Avenue  
Boston, MA02210

Please charge any additional fee occasioned by this paper to our Deposit Account  
No. 03-1237.

Respectfully submitted,

  
Michael E. Attaya  
Reg. No. 31,731  
CESARI AND MCKENNA, LLP  
88 Black Falcon Avenue  
Boston, MA 02210-2414  
(617) 951-2500



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

Applicant Claims Small Entity Status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** **(\$)** **110**

## Complete if Known

Application Number	09/023,259
Filing Date	February 13, 1998
First Named Inventor	Wallace A. Ritchie et al.
Examiner Name	Thomas, J.
Group Art Unit	2747
Attorney Docket No.	101102-0002

## METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money  Other  None  
 Deposit Account Order

Deposit  
 Account  
 Number  
 Deposit  
 Account  
 Name

03-1237

Cesari and McKenna, LLP

The Commissioner is authorized to: (check all that apply)  
 Charge any deficiency or  
 Charge fee indicated below  Credit any overpayments  
 Charge any additional fee(s) during the pendency of this application  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## Fee Calculation (continued)

### 3. ADDITIONAL FEES

#### Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English Specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility Issue fee (or reissue)	
1502	470	2502	235	Design Issue fee	
1503	630	2503	315	Plant Issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37 CFR 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify)		Petitions fee (Section 1.17(1))		110	
Other fee (specify)					
SUBTOTAL (2) (\$)				SUBTOTAL (3) (\$)	110

\*or number previously paid, if greater; For Reissues, see below

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

110

## SUBMITTED BY

## Complete (if applicable)

Name (Print/Type)	Rita M. Rooney	Registration No. (Attorney/Agent)	30,585	Telephone	(617) 951-2500
Signature	Rita M. Rooney			Date	May 20, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Date Due: 7/11/01

Date Mailed: 7/11/01

Date Filed: February 13, 1998

Inventor(s): Wallace A. Ritchie et al.

Title: METHOD AND APPARATUS FOR CHINESE CHARACTER TEXT INPUT

N/A

MEA

File No.: 101102-0002

Serial No.: 09/023,259

Group Art Unit: 2747



Honorable Commissioner of Patents and Trademarks: We are forwarding herewith:

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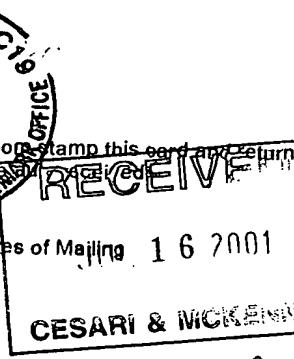
copy of return postcard date stamped from the USPTO

letter (which was originally faxed)

copy of Fee Transmittal, Petition for Revival of An Application for Patent Abandoned Unintentionally Under 37CFR 1.137(b), Request for Continued Examination (RCE) Transmittal, copy of two checks as filed on 1/12/01

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**CESARI and McKENNA, LLP**

**CESARI & MCKENNA**

Date Due: 7/11/01  
Date Mailed: 7/11/01  
Date Filed: February 13, 1998  
Inventor(s): Wallace A. Ritchie et al.  
Title: METHOD AND APPARATUS FOR CHINESE CHARACTER TEXT INPUT

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Serial No.: 09/023,259  
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copy of Fee Transmittal, Petition for Revival of An Application for Patent Abandoned Unintentionally Under 37CFR 1.137(b), Request for Continued Examination (RCE) Transmittal, copy of two checks as filed on 1/12/01

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**CESARI and McKENNA, LLP**

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Date in Mo. Day Year	<input type="checkbox"/> 12 Noon <input type="checkbox"/> 3 PM	\$	Return Receipt Fee	<input type="checkbox"/> Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature	
Time in Mo. AM <input type="checkbox"/> PM	<input type="checkbox"/> Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	COD Fee	Insurance Fee	<input type="checkbox"/> Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature	
Weight lbs. <input type="checkbox"/> ozs.	Intl Alpha Country Code	Total Postage & Fees		Signature of Addressee or Agent:			
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747/ 32  
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**ASSISTANT COMMISSIONER FOR  
PATENTS  
WASHINGTON DC 20231-0001**

*Att'n: Office of Petitions*



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You are making 3 copies.



PATENTS  
101102-0002

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re The Application of: )  
Wallace A. Ritchie et al. )  
Serial No.: 09/023,259 )  
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CHINESE CHARACTER TEXT )  
INPUT )  
 )  
Cesari and McKenna, LLP  
88 Black Falcon Avenue  
Boston, MA 02210  
July 11, 2001

**EXPRESS-MAIL DEPOSIT**

“Express Mail” Mailing-Label Number: EL 705604339US

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dress (which was originally faxed)

X copy of return postcard date  
stamped from the USPTO

X letter (which was originally  
faxed)

X copy of Fee Transmittal, Petition  
for Revival of An Application for Pat-  
ent Abandoned Unintentionally Under  
37CFR 1.137(b), Request for Contin-  
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copy of two checks as filed on  
1/12/01



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MAY 26 2004

**OFFICE OF PETITIONS**

Examiner: Thomas, J.

Art Unit: 2747

Cesari and McKenna, LLP  
88 Black Falcon Avenue  
Boston, MA 02210  
May 20, 2004

**EXPRESS-MAIL DEPOSIT**

“Express Mail” Mailing-Label Number: EV 335 589 223 US

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Fee Transmittal Letter  
 Petition to Revive an Unavoidably  
Abandoned Application  
 Return Postcard

Check No. 28517 for \$110.00  
 copies of previously filed correspondence with USPTO, as noted in Petition



PATENTS  
101102-0002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

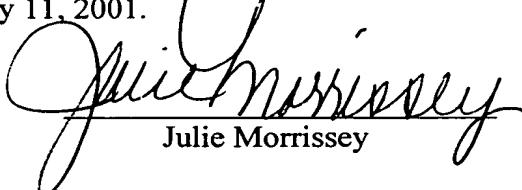
In Re The Application of: )  
Wallace A. Ritchie et al. )  
Serial No.: 09/023,259 )  
Filed: February 13, 1998 )  
For: METHOD AND APPARATUS )  
FOR CHINESE CHARACTER )  
TEXT INPUT )

)  
Examiner: Thomas, J.  
)  
Art Unit: 2747  
)

Cesari and McKenna, LLP  
88 Black Falcon Avenue  
Boston, MA 02210  
July 11, 2001

**CERTIFICATE OF TRANSMISSION**

I hereby certify that the following paper is being facsimile transmitted to the Patent and Trademark Office on July 11, 2001.



Julie Morrissey

Honorable Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

**LETTER**

On December 22, 2000, we received a Notice of Abandonment mailed December 14, 2000, which indicated that the above-identified application had been abandoned for failure to respond to an Office Action mailed June 6, 2000. On January 12, 2001, a Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 C.F.R. 1.137(b) was filed, along with the petition fee of \$1240.00, a Request for Contin-

ued Examination Transmittal and the filing fee of \$710. Those papers were received by the United States Patent and Trademark Office on January 12, 2001, as evidenced by a return postcard bearing the PTO's date stamp. True and correct copies of the foregoing papers and return postcard are enclosed herewith.

By paper mailed on May 11, 2001, the Petition for Revival was dismissed on the grounds that the required reply to the Office Action of June 6, 2000, did not accompany the petition. However, as stated above, a Request for Continued Examination did, in fact, accompany the Petition, therefore the Petition for Revival should have been granted, and reconsideration is respectfully requested.

Please charge any additional fee occasioned by this paper to our Deposit Account No. 03-1237.

Respectfully submitted,

  
Michael E. Attaya  
Reg. No. 31,731  
CESARI AND MCKENNA, LLP  
88 Black Falcon Avenue  
Boston, MA 02210-2414  
(617) 951-2500

File No. 101102-02  
 Date-Md. 1-12-01 *NA JFM*  
 Date Due: 12-10-01  
 Serial No. 09/103,259 Filing Date: 3/13/98 Group A/E Unit: 09/2001 2249  
 Applicant(s): Wallace A. RICHARD et al.  
 Title/Mark: Method and Apparatus for Finishing  
Chromatography Plates

Hon. Commissioner of Patents and Trademarks:  
 We are forwarding herewith  
 Patent Application (    pages  
 including    claims)  
 Declaration and Power of Atty.  
 Fee Transmittal Letter  
 Assignment  
 Drawing (    sheets)  
 Check No. 21583 for \$ 370.00 *Request for Continuance*  
 Enclosed No. 21583 for 1070 *Specimens*

OIPE Letter to Official Draftsman  
 Information Disclosure Stmt.  
 PTO-1449 and Copies of Refs.  
 Response to Office Action  
 Rel.    Month Ext. of Time  
 S.    mark Application and  
 Specimens

JAN 12 2001

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 MAY 20 2004  
 CESARI and McKENNA  
 PATENT & TRADEMARK OFFICE 6

File No. <i>10110-101</i>	RECEIVED
Date-Md. <i>1-2-01</i>	
Date Due: <i>1-1-01</i>	
Serial No. <i>09/62549</i>	Filing Date: <i>3/13/98</i>
Applicant(s): <i>W. Michael McKenna</i>	Group No.: <i>349</i>
Title/Mark: <i>W. Michael McKenna</i>	
Hon. Commissioner of Patents and Trademarks:	
We are forwarding herewith	
<input type="checkbox"/> Patent Application (— pages	
including — claims)	
<input checked="" type="checkbox"/> Declaration and Power of Atty.	
<input checked="" type="checkbox"/> Transmittal Letter <i>101</i>	
<input type="checkbox"/> Assignment	
<input type="checkbox"/> Drawing (— sheets)	
<input type="checkbox"/> <i>Check No. 101-101-01</i> for <i>Request for Continued Examination</i>	
P.R. Letter to Official Draftsman	
<input type="checkbox"/> Information Disclosure Stmt.	
<input type="checkbox"/> 20-1449 and Copies of Refs.	
<input type="checkbox"/> Response to Office Action	
<input type="checkbox"/> <i>Jan 12 2001</i> <i>Ref.</i> Month Ext. of Time	
<input type="checkbox"/> <i>Ref.</i> mark Application and	

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Initials *W.M.* CESARI and MCKENNA  
With/Without Certificate(s) of Mailing

File No. 101102-02  
1-72-07  
Date Mfd.: 1-16-07  
Date Due: 1-16-07 Filing Date: 2/13/98 Group: 2 Unit: 2747  
Serial No. 09/02/05  
Applicant(s): John Michael  
Title/Mar: John Michael John Michael John Michael

Hon. Commissioner of Patents and Trademarks:

We are forwarding herewith  
\_\_\_\_ Patent Application ( — pages  
\_\_\_\_ including — claims)  
\_\_\_\_ Declaration and Power of Atty.  
 Transmittal Letter  
 Assignment Drawing ( — sheets)  
 Check No. 101102-02-07-07-00 101102-02-07-07-00  
 Request for Continued Examination

Letter to Official Draftsman

\_\_\_\_ Information Disclosure Stmt.  
\_\_\_\_ PTO-1449 and Copies of Refs.  
\_\_\_\_ Response to Office Action  
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# FEET TRANSMITTAL

MAY 2, 2004

Patent fees are subject to annual revision on October 1.

These are the fees effective October 1, 1997.

Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12. See 37 C.F.R. §§ 1.27 and 1.28.

**TOTAL AMOUNT OF PAYMENT**

**(\$)** 1,950

## Complete If Known

Application Number	09/023,259
Filing Date	February 13, 1998
First Named Inventor	Wallace A. Ritchie et al.
Examiner Name	Thomas, J.
Group / Art Unit	2747
Attorney Docket No.	101102-0002

## METHOD OF PAYMENT (check one)

1.  The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit

Account Number

03-1237

Deposit Account Name

Cesari and McKenna, LLP

Charge Any Additional Fee  Charge the Issue Fee Set in  
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2.  Payment Enclosed:

Check  Money  Other Order

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
101	710	201	35	Utility filing fee	
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	
<b>SUBTOTAL (1)</b>		<b>(\$)</b>	<b>0</b>		

### 2. EXTRA CLAIM FEES

Extra Fee from  
Claims below Fee Paid

Total Claims  - 20\*\* =  0 x  =  0

Independent Claims  - 3\*\* =  0 x  =  0

Multiple Dependent  =  0

\*\*or number previously paid, if greater; For Reissues, see below

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent
<b>SUBTOTAL (2)</b>		<b>(\$)</b>	<b>0</b>	

### 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
105	130	205	65 Fee Surcharge - late filing fee or oath
127	50	227	25 Surcharge - late provisional filing fee or cover sheet
139	130	139	130 Non-English Specification
147	2,520	147	2,520 For filing a request for reexamination
112	920	112	920* Requesting publication of SIR prior to Examiner action
113	1,840	113	1,840* Requesting publication of SIR after Examiner action
115	110	215	55 Extension for reply within first month
116	390	216	195 Extension for reply within second month
117	890	217	445 Extension for reply within third month
118	1,390	218	695 Extension for reply within fourth month
128	1,890	128	945 Extension for reply within fifth month
119	310	219	155 Notice of Appeal
120	310	220	155 Filing a brief in support of an appeal
121	270	221	135 Request for oral hearing
138	1,510	138	1,510 Petition to institute a public use proceeding
140	110	240	55 Petition to revive - unavoidable
141	1,240	241	620 Petition to revive - unintentional
142	1,240	242	620 Utility Issue fee (or reissue)
143	440	243	220 Design Issue fee
144	600	244	300 Plant Issue fee
122	130	122	130 Petitions to the Commissioner
123	50	123	50 Petitions related to provisional applications
126	240	126	240 Submission of Information Disclosure Stmt
581	40	581	40 Recording each patent assignment per property (times number of properties)
146	710	246	355 Filing a submission after final rejection (37 CFR 1.129(a))
149	710	249	355 For each additional invention to be examined (37 CFR 1.129(b))
Other (specify)		Request for Continued Examination	
Other fee (specify)			
<b>SUBTOTAL (3)</b>		<b>(\$)</b>	<b>1,950</b>

\*Reduced by Basic Filing Fee Paid

## SUBMITTED BY

Typed or  
Printed Name

Brian C. Dauphin

Signature

*Brian C. Dauphin*

Date

January 12, 2001

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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/023,259
Filing Date	February 13, 1998
First Named Inventor	Wallace A. Ritchie
Group Art Unit	2747
Examiner Name	Thomas, J.
Attorney Docket Number	101102-0002

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

## 1. Submission required under 37 C.F.R. § 1.114

- a.  Previously submitted
  - i.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_ (Any unentered amendment(s) referred to above will be entered).
  - ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
  - iii.  Other \_\_\_\_\_
- b.  Enclosed
  - i.  Amendment/Reply
  - ii.  Affidavit(s)/Declaration(s)
  - iii.  Information Disclosure Statement (IDS)
  - iv.  Other \_\_\_\_\_

## 2. Miscellaneous

- a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b.  Other \_\_\_\_\_

## 3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_
  - i.  RCE fee required under 37 C.F.R. § 1.17(e)
  - ii.  Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
  - iii.  Other \_\_\_\_\_
- b.  Check in the amount of \$ 710.00 enclosed
- c.  Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	<u>BRIAN C. DAUPHIN</u>	Registration No. (Attorney/Agent)	<u>40983</u>
Signature	<u>Brian C. Dauphin</u>	Date	<u>1/12/01</u>

## CERTIFICATE OF MAILING OR TRANSMISSION

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